IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO.612 OF 2005
IN
APPEAL FROM ORDER STAMP NO.10408 OF 2005
IN
NOTICE OF MOTION NO.2841 OF 2004
IN
B.C.C.S.C. SUIT NO.3346 OF 2004

Baktawarmal Lalluram Joshi — Petitioner
vs.
1. Roshanlal Lalluram Joshi & anr. — Respondents

None present.

CORAM : B.H. MARLAPALLE,J.

DATED : 29th September 2005

P.C.

C.A.No.612/2005 for condonation of delay was allowed subject to the condition of payment of cost quantified at Rs.1,000/- and to be remitted within two weeks, as per the order dated 27.6.2005. By the subsequent order dated 10.8.2005 time to remit the cost was extended by one week and the office note states that the cost has not been remitted.

2. Hence, this civil application stands rejected on account of the conditional order having not been complied with inspite of extension. Registration of the appeal is hereby refused.

(B.H.MARLAPALLE,J.)